

as “Moving Defendants.” Citigroup Inc., Frito-Lay, Inc., J.C. Penney Company, Inc., Office Depot, Inc., Perot Systems Corp., Rent-A-Center, Inc., Staples, Inc., and Texas Instruments Inc. are collectively referred to as “Non-Moving Defendants.”

I.

On February 10, 2010 Moving Defendants filed their Motion (Dkt. 214). On February 11, 2010 CDW Corporation joined the Moving Defendants’ Motion (*see* Dkt. 215) as did JPMorgan Chase & Co. (*see* Dkt. 216).

Per the Court’s Order on February 17, 2010 (Dkt. 219) the current deadline for Eolas to respond to the Moving Defendants’ Motion is March 11, 2010. Eolas respectfully requests leave to extend this deadline by one week, from March 11, 2010 until March 18, 2010. Neither Moving Defendants nor Non-Moving Defendants oppose this extension.

II.

This motion is not made for delay, and should not impact any other deadline applicable to this litigation.

III.

Accordingly, Eolas respectfully requests that the Court grant the present motion and extend the deadline for Eolas to respond to Moving Defendants’ Motion by one week, from March 11, 2010 until March 18, 2010.

Dated: March 11, 2010.

McKool Smith, P.C.

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**ATTORNEYS FOR PLAINTIFF
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CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this document was served on all counsel who have consented to electronic service. Local Rule CV-5(a)(3)(A) on March 11, 2010.

/s/ Josh Budwin
Josh Budwin

CERTIFICATE OF CONFERENCE

I certify that I have discussed the substance of this motion with counsel for both Moving Defendants and Non-Moving Defendants. Specifically, on March 10, 2010 I discussed the substance of the motion with the following counsel: Joseph Reid, representing Adobe Systems Inc.; Joseph Lee, representing Amazon.com, eBay Inc., and Yahoo! Inc.; Teague Donahey representing Apple, Inc; Gentry McLean representing Blockbuster, Inc and Playboy Enterprises International; Brian Craft and Anthony Gabrielson representing CDW Corp.; Galyn Gafford and Michael Scott Fuller representing Citigroup Inc.; Christopher Joe and Jeffrey Yee representing Frito-Lay, Inc., J.C. Penney Inc., and Rent-A-Center, Inc.; James Nicholas Bunch representing The Go Daddy Group, Inc.; Mark Francis representing Google Inc and YouTube, LLC; David Crompton representing JPMorgan Chase & Co.; Michael Simons representing New Frontier Media, Inc.; Suzanne Wallman representing Office Depot; Douglas Kubehl representing Perot Systems Corp; Kathryn Riley representing Sun Microsystems, Inc.; and Carl Roth representing Texas Instruments. Neither Moving Defendants nor Non-Moving Defendants oppose the relief requested herein.

/s/ Josh Budwin
Josh Budwin